

109TH CONGRESS  
2D SESSION

# H. R. 4825

To amend the Atomic Energy Act of 1954 to require a licensee to notify the State, county, and public in which a facility is located whenever there is an unplanned release of fission products in excess of allowable limits.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 1, 2006

Mr. WELLER introduced the following bill; which was referred to the  
Committee on Energy and Commerce

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## A BILL

To amend the Atomic Energy Act of 1954 to require a licensee to notify the State, county, and public in which a facility is located whenever there is an unplanned release of fission products in excess of allowable limits.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Nuclear Release Notice  
5       Act of 2006”.

6       **SEC. 2. NUCLEAR RELEASE NOTICE REQUIREMENT.**

7       Section 103 of the Atomic Energy Act of 1954 (42  
8       U.S.C. 2133) is amended—

1 (1) by redesignating subsection f. as subsection  
2 e.; and

3 (2) in subsection e. (as so redesignated)—

4 (A) by designating the first, second, and  
5 third sentences as paragraphs (1), (2), and (3),  
6 respectively;

7 (B) by striking the subsection designation  
8 and paragraph (1) (as so designated) and in-  
9 serting the following:

10 “f. NOTICE OF UNPLANNED RELEASE OF RADIO-  
11 ACTIVE SUBSTANCES.—

12 “(1) NOTICE REQUIRED.—

13 “(A) IN GENERAL.—Each license issued  
14 for a utilization facility under this section or  
15 section 104 b. shall require as a condition of  
16 the license that in case of an unplanned release  
17 described in subparagraph (B), the licensee  
18 shall immediately notify the Commission, and  
19 the State and county in which the facility is lo-  
20 cated, of the release.

21 “(B) UNPLANNED RELEASES.—Subpara-  
22 graph (A) applies to any unplanned release of  
23 quantities of fission products or other radio-  
24 active substances—

1 “(i) in excess of allowable limits for  
2 normal operation established by the Com-  
3 mission or other applicable Federal laws or  
4 standards; and

5 “(ii) within allowable limits for nor-  
6 mal operation established by the Commis-  
7 sion or other applicable Federal laws or  
8 standards but that occurs more than twice  
9 within a 2-year period originating from the  
10 same source, process, or equipment at a  
11 facility.”; and

12 (C) in paragraph (3) (as so designated), by  
13 striking “date of enactment of this subsection”  
14 and inserting “date of enactment of the Nu-  
15 clear Release Notice Act of 2006”.

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